

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: |) | |
| HIROMASA MIYAJI ET AL. | : | Examiner: Shulamith H. Shafer |
| |) | |
| Application No.: 09/763,793 | : | Group Art Unit: 1647 |
| |) | |
| Filed: February 27, 2001 | : | Confirmation No.: 3687 |
| |) | |
| For: NUCLEOSIDE TRANSPORTER | : | |
| POLYPEPTIDES AND |) | |
| POLYNUCLEOTIDES ENCODING | : | |
| THE POLYPEPTIDE (AS |) | |
| AMENDED) | : | March 27, 2008 |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

This is in response to the Notice of Non-Compliant Amendment dated
March 17, 2008.

The February 1, 2008 Amendment After Final is said to be non-compliant
because the claims contain improper status identifiers. Accordingly, attached hereto is the
Amendment previously filed on February 1, 2008, in which the status identifier of claim 12
now meets the requirements of 37 C.F.R. §1.121.

Although no fees should be required for this paper, any necessary fees may
be charged from Deposit Account No. 06-1205.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

/Lawrence S. Perry/
Lawrence S. Perry
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